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Attorneys for Defendant  
GLEN EDWARD GARNER

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	Case No.: 2:18-cr-00317-JAD-VCF
	)	
v.	)	
	)	
GLEN EDWARD GARNER,	)	
	)	
Defendant.	)	

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**ORDER TO CONTINUE DEADLINE FOR FILING OF PRETRIAL MOTIONS AND  
RELATED DATES  
(Twentieth Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between Defendant GLEN EDWARD GARNER, by and through his attorney (Richard J. Pocker, Esq. of the law firm of Boies Schiller Flexner LLP), and the Plaintiff UNITED STATES OF AMERICA (hereinafter, “the Government”), by and through its attorney (Assistant United States Attorney Joshua Brister), that the deadline for the filing of pretrial motions be extended to July 16, 2021, and the due date for any responses to pretrial motions be extended to July 30, 2021.

This Stipulation is entered into for the following reasons:

1. The present case is currently set for trial on September 14, 2021. The date by which pretrial motions are to be filed is July 7, 2021.

1           2.       As set forth in great detail in earlier filings and stipulations, the discovery period  
2 in the present case has been different than in ordinary criminal cases, in that motions practice  
3 has resulted in a more voluminous production of evidence and documents by the Government.  
4 Moreover, the vast majority of the produced materials were disclosed after the commencement  
5 of the COVID-19 public health crisis, including hours of recorded conversations gathered  
6 through a Title III wiretap.

7           3.       Defendant GARNER has recently been present in counsel's office to review the  
8 extensive recordings provided by the Government, including the hours of recorded telephone  
9 calls including pertinent intercepted Title III recordings and other recordings associated with  
10 controlled buys in this case. Defendant GARNER has reviewed most of those materials and  
11 recordings but slightly more time to review and consider the materials is necessary. Defendant  
12 GARNER and his counsel need additional time to meet with respect to the preparation of  
13 motions. Consequently, Defendant GARNER requests this extension of the motions deadline  
14 to July 16, 2021.

15           4.       The requested extension will have no effect on the September 14, 2021 trial  
16 setting. The parties hereby agree that, at Defendant GARNER's request, the due date for  
17 pretrial motions should be extended to July 16, 2021, and that the deadline for responding to  
18 these motions be extended to July 30, 2021.

19           5.       Counsel for the Government does not oppose the Defendant's request for a  
20 continuance of the due date for pretrial motions. Counsel for Defendant GARNER is also in  
21 agreement that, should the Government require additional time to respond to such motions, the  
22 defense will stipulate to such an extension. Moreover, while the meet and confer process with  
23 respect to the contemplated motions (conducted last week) has been effective in whittling down  
24 the issues between the parties , additional streamlining of the motions may occur if the  
25 requested extension is granted.

26           6.       Defendant GARNER is free on pretrial release pending trial, and has no  
27 objection to the requested continuance, as it will enhance the thoroughness of his trial  
28 preparation. He is insistent on receiving and reviewing as much helpful and useful evidence as

possible in response to his earlier motions, and to having his pretrial motions as comprehensive as possible.

7. Denial of this request for continuance will result in a miscarriage of justice, given the necessity of further informed preparation by Defendant GARNER and his counsel.

8. The extension of deadlines contemplated by this Stipulation does not impact the currently scheduled trial date of September 14, 2021. Nonetheless, the additional time requested by this Stipulation is excludable in computing the time in which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), when considering the factors under Title 18, United States Code, Sections 3161(h)(7)(B) and 3161(h)(7)(B)(iv).

9. This is the twentieth request for an extension of the date by which motions must be filed, although most of those earlier requests were in conjunction with stipulations to continue the trial date during the COVID-19 pandemic.

DATED this 7<sup>th</sup> day of July, 2021.

BOIES SCHILLER FLEXNER LLP

CHRISTOPHER CHIOU  
Acting United States Attorney

By: /s/ Richard J. Pocker  
RICHARD J. POCKER, ESQ.  
Counsel for Glen Edward Garner

By: /s/ Joshua Brister  
JOSHUA BRISTER  
Assistant United States Attorney

### **ORDER**

Based on the pending Stipulation of counsel, and good cause appearing,

IT IS FURTHER ORDERED that all additional Pretrial Motions are due on or before July 16, 2021 and Responses thereto are due on July 30, 2021. Replies due on or before August 6, 2021.

DATED this 7th day of July, 2021.

  
UNITED STATES DISTRICT JUDGE